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FILED

MAY 15 2019

CLERK, U.S. DISTRICT COURT  
WESTERN DISTRICT OF TEXAS  
BY UW  
DEPUTY CLERK

UNITED STATES OF AMERICA,

Plaintiff,

v.

Defendants

FRANKIE MARTINEZ (1),  
[REDACTED]

ADAM MCGARITY (3),  
BRANDY NELSON (4),  
OSSIE LAVELLE FIELDS (5),  
JOEL MARTINEZ (6), and  
JENNIFER GARZA (7),

Defendants.

CRIMINAL NO:  
SA 19 CR 0369  
INDICTMENT

[COUNT 1: 21 U.S.C. §§ 846,841(a)(1),  
841(b) - Conspiracy to Possess with  
Intent to Distribute 500 grams or more of  
a detectable quantity of  
methamphetamine, and 5 kilograms or  
more of Cocaine;  
COUNTS 2, 3 & 4: 21 U.S.C. §§  
841(a)(1) & 841(b)(1)(C) and 18 U.S.C. §  
2 - Possession with Intent to Distribute a  
detectable quantity of Cocaine & Aiding  
and Abetting;  
COUNT 5: 21 U.S.C. §§ 841(a)(1),  
841(b)(1)(B) and 18 U.S.C. § 2 -  
Possession with Intent to Distribute 500  
grams or more of a detectable quantity of  
Cocaine & Aiding and Abetting;  
COUNT 6: 21 U.S.C. §§ 841(a)(1),  
841(b)(1)(A) and 18 U.S.C. § 2 -  
Possession with Intent to Distribute 500  
grams or more of a detectable quantity of  
Methamphetamine & Aiding and  
Abetting.]

THE GRAND JURY CHARGES:

COUNT ONE  
[21 U.S.C. §§ 846, 841(a)(1) & 841(b)]

That beginning on or about September, 2017, and continuing to on or about May, 2019 in  
the Western District of Texas, Defendants,

FRANKIE MARTINEZ (1),  
[REDACTED]

ADAM MCGARITY (3),  
BRANDY NELSON (4),  
OSSIE LAVELLE FIELDS (5),  
JOEL MARTINEZ (6), and

**JENNIFER GARZA (7),**

knowingly, intentionally and unlawfully combined, conspired, confederated and agreed together and with other, and with others, to commit the flowing offenses against the United States: possession with the intent to distribute controlled substances, which offenses involved Methamphetamine, a Schedule II Controlled Substance, and Cocaine, a Schedule II Controlled Substance in violation of Title 21, United States Code, Sections 846, 841(a)(1) and 841(b).

**QUANTITY OF CONTROLLED SUBSTANCE INVOLVED IN THE CONSPIRACY**

The quantity of the mixture or substance containing a detectable amount of a controlled substance involved in the conspiracy and attributable to each Defendant as a result of each Defendant's own conduct and as a result of the conduct of other conspirators reasonably foreseeable to each Defendant is as follows:

| DEFENDANT                        | QUANTITY   |
|----------------------------------|--|
| <b>FRANKIE MARTINEZ (1),</b>     | 500 grams or more of a mixture or substance containing a detectable quantity of Methamphetamine and 5 kilograms or more of a mixture or substance containing a detectable amount of cocaine. |
| [REDACTED]                       | 5 kilograms or more of a mixture or substance containing a detectable amount of cocaine.   |
| <b>ADAM MCGARITY (3),</b>        | 500 grams or more of a mixture or substance containing a detectable quantity of Methamphetamine.   |
| <b>BRANDY NELSON (4),</b>        | A Mixture or Substance Containing a Detectable Quantity of Cocaine.  |
| <b>OSSIE LAVELLE FIELDS (5),</b> | A Mixture or Substance Containing a Detectable Quantity of Cocaine.  |
| <b>JOEL MARTINEZ (6),</b>        | 500 grams or more of a Mixture or Substance a Containing Detectable Quantity of Cocaine.   |
| <b>JENNIFER GARZA, (7),</b>      | 500 grams or more of a Mixture or Substance a Containing Detectable Quantity of Cocaine.   |

**COUNT TWO**

[21 U.S.C. §§ 841(a)(1) & 841(b)(1)(C) and 18 U.S.C. § 2]

That on or about October 2, 2018, in the Western District of Texas, Defendants,

**FRANKIE MARTINEZ (1), and**

did unlawfully, knowingly and intentionally aid and abet each other to possess with intent to distribute a controlled substance, which offense involved a Mixture or Substance Containing a Detectable Quantity of Cocaine, a Schedule II Controlled Substance, in violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(C), and Title 18 United States Code Section 2.

**COUNT THREE**

[21 U.S.C. §§ 841(a)(1) & 841(b)(1)(C) and 18 U.S.C. § 2 ]

That on or about November 30, 2018, in the Western District of Texas, Defendants,

**FRANKIE MARTINEZ (1), and**

did unlawfully, knowingly and intentionally aid and abet each other to possess with intent to distribute a controlled substance, which offense involved a Mixture or Substance Containing a Detectable Quantity of Cocaine, a Schedule II Controlled Substance, in violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(C), and Title 18 United States Code Section 2.

**COUNT FOUR**

[21 U.S.C. §§ 841(a)(1) & 841(b)(1)(C) and 18 U.S.C. § 2 ]

That on or about January 2, 2019, in the Western District of Texas, Defendants,

**BRANDY NELSON (4), and  
 OSSIE LAVELLE FIELDS (5),**

did unlawfully, knowingly and intentionally aid and abet each other to possess with intent to distribute a controlled substance, which offense involved a Mixture or Substance Containing a Detectable Quantity of Cocaine, a Schedule II Controlled Substance, in violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(C), and Title 18 United States Code Section 2.

**COUNT FIVE**  
[21 U.S.C. §§ 841(a)(1) & 841(b)(1)(B) and 18 U.S.C. § 2 ]

That on or about January 10, 2019, in the Western District of Texas, Defendants,

[REDACTED]  
**JOEL MARTINEZ (6), and**  
**JENNIFER GARZA (7),**

did unlawfully, knowingly and intentionally aid and abet each other to possess with intent to distribute a controlled substance, which offense involved 500 grams or more of a Mixture or Substance a Containing Detectable Quantity of Cocaine, a Schedule II Controlled Substance, in violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(B), and Title 18 United States Code Section 2.

**COUNT SIX**  
[21 U.S.C. §§ 841(a)(1) & 841(b)(1)(A) and 18 U.S.C. § 2 ]

That on or about January 15, 2019, in the Western District of Texas, Defendants,

**FRANKIE MARTINEZ (1), and**  
**ADAM MCGARITY (3),**

did unlawfully, knowingly and intentionally aid and abet each other to possess with intent to distribute a controlled substance, which offense involved which offense involved 500 grams or more of a Mixture or Substance Containing a Detectable Quantity of Methamphetamine, a Schedule II Controlled Substance, in violation of Title 21, United States Code, Sections

841(a)(1) and 841(b)(1)(A), and Title 18 United States Code Section 2.

A TRUE BILL,

[REDACTED]  
FOREPERSON OF GRAND JURY

JOHN F. BASH  
United States Attorney

By:

Sam L. Ponder

SAM L. PONDER  
Assistant United States Attorney